

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, JULY 15TH, 2008, AT 1:30 P.M., IN THE BOARD OF SUPERVISORS MEETING ROOM IN THE COUNTY COURTHOUSE.

THERE WERE PRESENT: Charles Wagner, Chairman
Wayne Angell, Vice-Chairman left at 5:00 P.M.
Leland Mitchell
David Hurt
David Cundiff
Russ Johnson
Bobby Thompson

OTHERS PRESENT: Richard E. Huff, II, County Administrator
Christopher L. Whitlow, Asst. County Administrator
Larry V. Moore, Asst. County Administrator
B. J. Jefferson, County Attorney
Sharon K. Tudor, CMC, Clerk

Chairman Charles Wagner called the meeting to order.

Invocation was given by Supervisor Bobby Thompson.

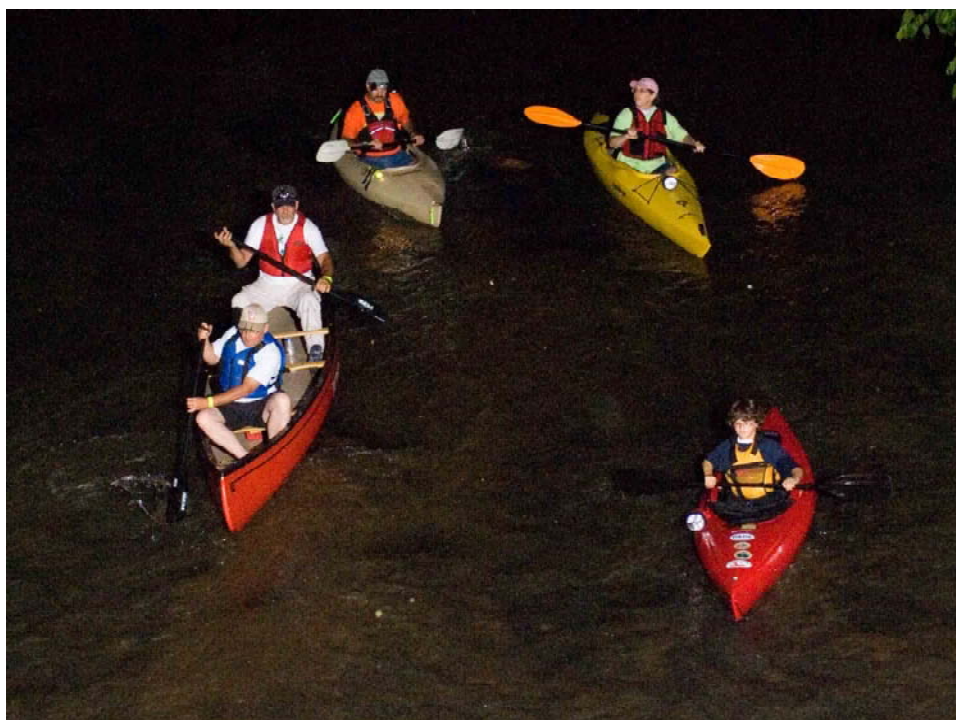
Pledge of Allegiance was led by Supervisor Charles Wagner.

PUBLIC COMMENT:

➤ *Al Flora – Antioch Community Park*

Thanked the Board for the \$3,000 grant which was granted some time back. Mr. Flora stated the field size has grown and the project was coming along. Mr. Flora shared with the Board the following power point presentation:







**THANK YOU
FRANKLIN COUNTY
BOARD OF
SUPERVISORS!!!**



CREEK FREAK PADDLING CLUB – PRESENTATION OF CHECK TO BOARD

Bill Jacobson, VP Carilion Health Facilities and CEO, Carilion Franklin Memorial Hospital, and a Charter Member of Creek Freak Paddling Club, presented a check to the Board of Supervisors in the amount of \$1,095.00 with the said funds to go towards the Whitewater Park Project.

ROB LOGAN, EXECUTIVE DIRECTOR, WESTERN VIRGINIA EMS

Mr. Rob Logan, Executive Director, Western Virginia EMS, commended the Public Safety Department in their efforts to establish an advance accredited educational facility. The State of Virginia presented a plaque of Certification to Franklin County for an intermediate training center.

Mr. Logan also recognized Michael A. Pruitt for taking the lead role in the training and working so diligently in obtaining the State Certification for the facility.

CONSENT AGENDA

APPROVAL OF ACCOUNTS PAYABLE LISTING, APPROPRIATIONS, TRANSFERS & MINUTES FOR – JUNE 17th & 24th, 2008

THE FRANKLIN CENTER/EDUCATIONAL TOBACCO GRANT

Nationally, there is a growing demand to fill positions in the health care field, which includes nurses, radiologists, pharmacy technicians, and other Allied Health/Biomedical professionals. Regionally, all allied health professionals can secure employment in area hospitals, doctors' offices and long term care facilities.

The Commonwealth of Virginia and the County of Franklin are experiencing significant demand in the construction trades sectors, Information Technology, Administrative Support, and EMT/Fire/Rescue Certifications. Along with these rapid industry expansions, consumer expectations for quality and the demand for work-ready employees have created a niche for labor skill development and employment opportunities for local citizens. A skilled workforce will play a critical role in supporting the successes and continued expansions in the demand occupations.

The proposed initiative targets unemployed and underemployed individuals who can increase their standard of living and employability through retraining opportunities.

The Franklin Center-Virginia Workforce Center proposes to make application to the Virginia Tobacco Indemnification and Revitalization Commission to support a cooperative training project that involves two components. They are described as follows:

- 1) The identified need for developmental classes in the areas of Pre-GED and GED math, basic computers and writing skills will be addressed from the Franklin County Public Schools Adult Education Program. In addition, many candidates are in need of prerequisites in Algebra and Biology. Assessments to identify learning disabilities need to be administered to those students who may not have been identified during their public school careers. Expanded class offerings in satellite locations of elementary schools throughout the county will remove transportation barriers for those citizens seeking degree completion. This grant will support instructional costs for those locations.
- 2) The Franklin Center-Virginia Workforce Center, along with partners Franklin County Public Schools Adult Education, Patrick Henry Community College, and Virginia Western Community College propose to market to the community and offer courses for programs in Allied Health and other demand occupations as outlined above. Access to the Allied Health programs is based upon acceptance to an appropriate program at Virginia Western Community College or Patrick Henry Community College. These core classes include, but will not be limited to, Nursing, Radiology, Dental Hygienist, Pharmacy Technology, Biotechnology, Medical Coding, Surgical Technology, Dental Technology, and Basic Accounting (targeting small business owners).

The funds required for this grant component include a total requested amount of \$350,000 and the partners are prepared to demonstrate a local in-kind/cash match of \$94,000.00 through existing equipment, instruction, facilities use, and scholarship funding.

RECOMMENDATION:

The Franklin Center-Virginia Workforce Center requests approval from the Franklin County Board of Supervisors to make application and request funds in the amount of \$350,000 from the Virginia Tobacco Indemnification and Community Revitalization Commission to support the training initiatives in adult education (literacy, Pre-GED, GED), allied health, construction

trades, Information Technology, Administrative Support, and EMT/Fire/Rescue that will provide for instruction, assessments, and equipment.

WESTERN VIRGINIA WATER AUTHORITY SUPPORT AGREEMENT

Franklin County adopted a resolution on April 16, 2007 whereby the Western Virginia Water Authority (WVWA), Roanoke County and Franklin County authorized the continued discussion regarding the Route 220 waterline extension. It was agreed by resolution that the officers of the respective organizations would take the necessary action to negotiate an agreement among the jurisdictions and otherwise plan the development, financing and construction of the waterline extension; provided however, that no jurisdiction shall be legally bound until it has explicitly approved the terms and conditions of the agreement.

Staff has executed an agreement with WVWA and Roanoke County on May 20, 2008. Subsequent to the execution thereof on May 22, 2008 Mr. Harwell Darby attorney for WVWA provided two minor modifications that addressed WVWA defaults and refinancing issues. Both modifications were recommended by Roanoke County legal counsel and are to the benefit of both Roanoke and Franklin County.

The modifications of the Support Agreement include:

- (#13) In accordance with the provision of the Water Line Contract that it is limited to a 20 year term, this Agreement shall remain in full force and effect until October 1, 2028 so long as the WVWA does not default on any obligation to VRA as a result of non-appropriation of funds by either County related to the debt service on the Water Line Extension Project. In the event the WVWA does default on any obligation related to the Water Line Extension Project as a result of non-appropriation of funds by either County, this Agreement shall remain in full force and effect for the non-appropriating County until such default is either cured or forgiven by VRA.
- (#14) If these bonds are refinanced, the counties will share proportionately in the savings, and the term of the refinancing will not be extended beyond the original term.

RECOMMENDATION:

It is the recommendation of staff that the Board of Supervisors authorize the County Administrator to accept the two minor modifications of the Support Agreement between Western Virginia Water Authority, Roanoke County and Franklin County as it will be beneficial to both parties.

REQUEST TO PURCHASE AUTOMATIC DEFIBRILLATORS

According to research conducted by the American Heart Association and published in their 2005 Emergency Cardiac Care Guidelines, lay rescuer automatic external defibrillation (AED) programs improve survival from out- of-hospital cardiac arrest by placing AEDs throughout the community and training bystanders in CPR and the use of AED's. Additionally, immediate bystander CPR and defibrillation within 3 – 5 minutes of collapse have resulted in a 41% - 74% resuscitation rate for victims of cardiac arrest. Since 2006, Public Safety has conducted CPR courses, which included AED training, and made this training available to all county employees. AED's are already in place in the Franklin Center as well several schools. Until early 2006, numerous Sheriff's Department vehicles were equipped with AEDs. These units were used several times by deputies until a Federal Drug Administration recall of those units were issued, and the FDA removed that model of AED from its list of approved devices.

Because the interval between notifying the emergency medical services (EMS) system and arrival of EMS personnel at the victim's side is typically longer than 5 minutes, achieving high survival rates depends on the public being trained in CPR with public access defibrillation programs. The best results of lay rescuer CPR and automated external defibrillation programs have occurred in environments with trained personnel, with short response times. Examples of such environments are airports, airlines, factories, and hospitals. Significant improvement in survival from out-of-hospital sudden cardiac arrest also has been reported in well-organized police CPR and AED rescuer programs.

Implementing public access to AED's is a two-part program. The first of course is to conduct training classes for the public and for county employees. This part of the project has begun and will be an ongoing part of the program. Public Safety has absorbed any expenses associated with providing this training into its budget. The second, or course, is the purchase of AED's and identifying their locations. Public Safety recommends placing AED's in the following county buildings:

Courthouse (2 units)
County Administration Building
Goode Building (2nd or 3rd floor)
Planning and Zoning
Main Library
Westlake Library
Social Services
Franklin County Jail
Public Safety Training Center
Westlake Public Safety Building
Sheriff's Office
Animal Shelter
Landfill
Franklin County Recreation Park Office

The remaining five AED units will be distributed to patrol deputies to replace those units that were recalled and taken out of service.

In preparation for this project, Public Safety staff and Dr. Charles Lane compared three AED models. Of the three studied, the model manufactured by Cardiac Science is the model that was preferred. Evaluators felt this model offered the most options for the same price as the other AED models available. Additionally, these units are very user friendly and are programmable by the medical director in the event that CPR guidelines change. Typically, CPR guidelines change every 2 years. When these changes occur, AED's not programmed to accommodate these changes must be reprogrammed by a factory service representative. The costs associated with the reprogramming must be paid by the owner of the AED resulting in several thousand dollars in maintenance costs.

The price of the Cardiac Sciences automatic external defibrillator is \$1,195.00 per unit. The wall-mount storage cabinet is \$199.00 per unit, but will only be needed if the device is installed in a county building. To purchase 20 of these units, the cost would be \$23,900 and 15 of the wall-mount storage cabinets would be \$2,985.00. The total cost for the project is \$26,885. \$27,400 in funding is allocated in the FY 2008 – 2009 budget to purchase AED's for this project.

RECOMMENDATION: Staff respectfully recommends that the Board of Supervisors authorize the purchase of the automatic external defibrillators as specified in this summary.

(RESOLUTION #01-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the consent agenda items as presented above.

MOTION BY: Wayne Angell
SECONDED BY: Russ Johnson
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

VDOT – PATSEL COURT/OAK RUN SUBDIVISION

Tony Handy, Resident Administrator, VDOT, presented the Board with the following resolution for their review and consideration:

Patsel Court (Route 1507) – Oak Run Subdivision
RESOLUTION

WHEREAS, the street(s) described on the attached Additions Form SR-5(A), fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of Franklin County, and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street(s) described on the attached Additions Form SR-5(A) to the secondary system of state highways, pursuant to §33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

In the County of Franklin

By resolution of the governing body adopted July 15, 2008

The following VDOT Form AM-4.3 is hereby attached and incorporated as part of the governing body's resolution for changes in the secondary system of state highways.

Report of Changes in the Secondary System of State Highways

Project/Subdivision Oak Run

Type Change to the Secondary System of State Highways: Addition

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements for cuts, fills and drainage, as required, is hereby guaranteed:

Reason for Change: **New subdivision street**

Pursuant to Code of Virginia Statute: **§33.1-229**

Street Name and/or Route Number

► **Patsel Court, State Route Number 1507**

Old Route Number: 0

- From: Route 681, Coopers Cove Road
To: Cul de Sac, a distance of: 0.15 miles.
Recordation Reference: DB 802 Pg 1238, 1239
Right of Way width (feet) = 50 feet

(RESOLUTION #02-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned resolution as presented.

MOTION BY: David Hurt

SECONDED BY: David Cundiff

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

BETHEL LANE/REVENUE SHARING PROGRAM

Tony Handy, Resident Administrator, VDOT, presented the Board with the following resolution for their consideration:

RESOLUTION

WHEREAS, the street described below currently serves at least 3 families and was established prior to July 1, 1992, at which time it was used by motor vehicles as a public access; and

WHEREAS, the County has determined its subdivision ordinance satisfies subsection B of §33.1-72.1, Code of Virginia, and is therefore eligible to make qualifying additions to the secondary system of the state highways maintained by the Virginia Department of Transportation and fund necessary improvements as setout therein, except as otherwise prohibited by subsection B of §33.1-72.2, Code of Virginia;

WHEREAS, after examining the ownership of all property abutting this street, this Board finds that speculative interest does not exist; and

WHEREAS, this Board has identified immediately available funding to make improvements required to qualify the street for addition to the aforesaid secondary system of state highways, based on the Department's cost estimate of \$314,213.24;

NOW, THEREFORE, BE IT RESOLVED, pursuant to §33.1-72.1, Code of Virginia, this Board requests the following street be added to the secondary system of state highways maintained by the Virginia Department of Transportation and hereby guarantees the right-of-way of the street to

be clear, unencumbered and unrestricted, which right of way guarantee shall include any necessary easements required for cuts, fills and drainage:

Name of Subdivision: N/A
Name of Street: Bethel Lane
From: Intersection of Route 674
To: Cul-de-sac; 0.63 miles South of Intersection with Route 674 Length: 0.63 miles
Guaranteed Right-of-Way Width: 50 feet

BE IT FURTHER RESOLVED, this Board requests the Virginia Department of Transportation to improve said street to the prescribed minimum standards, funding said improvements with the following funds;

<i>Source of Funds</i>	<i>Amount</i>
Franklin County	\$157,110.87

BE IT FURTHER RESOLVED, this Board agrees to reimburse, within 45-days of receiving an invoice, all costs that the Virginia Department of Transportation incurs to relocate existing utilities within the right of way that are discovered during the course of and in conflict with the construction, drawing such funds from resources other than those administered by the Department; and

BE IT FINALLY RESOLVED, that a certified copy of this resolution and a county check in the amount of \$157,110.87, be forwarded to the Residency Administrator of the Virginia Department of Transportation.

(RESOLUTION #03-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to adopt the aforementioned resolution for Bethel Lane as presented.

MOTION BY: David Hurt
SECONDED BY: David Cundiff
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

The County Administrator requested all nominations for possible Rural Addition Projects be forwarded to him by *Friday, August 1, 2008* to be considered by the road viewers.

CLEMENTS MILL BRIDGE UPDATE

Tony Handy, VDOT, Resident Administrator shared with the Board an update on Clements Mill Bridge project. Mr. Handy stated the surveyors are being scheduled to go out and begin the survey work, as well as, gather historical data regarding the construction of the bridge. Also VDOT is working with Scott Martin on possible uses of the old bridge structure for recreational purposes.

ROCKY MOUNT TOWN EASEMENT

Larry Moore, Assistant County Administrator, advised the Board the Town of Rocky Mount is completing its design/planning stage for their Uptown Revitalization Project. Work on the project will begin this fall.

This project will include the removal of overhead utilities, thereby making easements necessary to place these underground to various businesses. In addition, several areas will have landscaped improvements.

RECOMMENDATION:

Currently the detailed descriptions of the exact easements have not been provided to County staff. It is, however, requested that the Board of Supervisors consider a public hearing with regard to this request.

Prior to advertisement, the County Administrator and his staff shall be provided the necessary descriptions and be satisfied as to their content.

(RESOLUTION #04-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the staff's recommendation as submitted and schedule for public hearing when all pertinent information is received.

MOTION BY: Wayne Angell
SECONDED BY: David Hurt
VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

CREDIT CARD PAYMENT PROCESSING

Sandie Terry, IT Director, advised the Board the County only provides citizens with limited options for using credit cards to pay taxes and no option for using credit cards for any other fee payments. Ms. Terry stated citizens are demanding additional payment options including online payment services, not just for taxes but other County fees such as leisure activities registration fees, permit fees, etc. The County's strategic technology plan includes providing citizens with online services, many of which would require the ability to accept credit card payments.

The payment card industry and the federal government have very strict and complex compliance regulations on credit card processing to ensure data is kept secure and opportunity for fraud is reduced or eliminated. Few local governments have the resources and skills necessary to meet the compliance regulations and therefore, usually outsource the processing of these payments. Across the state, many localities rely on either Official Payments or Virginia Interactive for this type of processing. The business case prepared for this project outlines the viable alternatives and associated costs and benefits of each and is the basis for this recommendation.

Virginia Interactive (aka VA.GOV) is on state contract to provide both the state and localities with credit card processing services in addition to web design and development services. The County has worked with VA.GOV on two previous projects – the new design for the County's Internet site and the joint effort with the state's Business One Stop initiative. The experiences have been very positive and cost efficient as VA.GOV provides very competitive pricing on the state contract and has a highly skilled and professional staff.

In addition, every locality must decide how to handle the fees associated with credit card processing. Some of the larger, more affluent localities absorb these fees as a cost of doing business and providing services. However, most localities pass these fees to the citizens as a "convenience fee". VA.GOV recommends a convenience fee of 2% plus one dollar based on extensive analysis of historical transaction data. This recommended convenience fee will cover the associated merchant account fees and VA.GOV processing fees and displayed to the citizen at payment time as a convenience fee on top of the original tax or fee amount.

RECOMMENDATION:

The staff respectively recommends and requests that the Board of Supervisors authorize the contractual arrangement for VA.GOV to handle all credit card payment processing for the County subject to contract review by the County Attorney and that all associated fees are passed to the citizens as convenience fees.

(RESOLUTION #05-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to adopt the contractual arrangement for VA.GOV to handle all credit card payment processing for the County subject to contract review by the County Attorney and that all associated fees are passed to the citizens as convenience fees.

MOTION BY: Wayne Angell

SECONDED BY: Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

COMMUNITY GROUP RECREATIONAL LIABILITY

Richard E. Huff, II, County Administrator, advised the Board the County is currently partnering with community groups countywide to use seed money to match contributions from local communities to establish public recreational opportunities for county residents. Mr. Huff stated several community groups around the County have raised money and provided in-kind services exceeding hundreds of thousands of dollars in order to provide walking tracks, ball fields, picnic areas, soccer fields, etc. One of the challenges for many of these groups is the provision and cost associated with providing the necessary liability insurance for the Board of Directors and the facility. Typically the cost for this insurance can run from \$600 to \$1200 annually per organization.

In discussions with the County's insurance carrier, VACo Risk Management Programs, VACo believes that the County may be able to enter into an agreement pursuant to State Code Section 29.1-509 wherein such an agreement could hold harmless from all liabilities an organization that provides recreation opportunities for the public. In addition, this code section indicates that the County's insurance carrier could be responsible for all legal services required as a result of a claim or suit attempting to impose liability. The attached letter from Chris Carey, Interim

Administrator of the VACo Risk Management Program indicates one possibility being the County being a co-lessee on these properties. Further investigation has indicated that we now believe that such co-lessee arrangement would not be required but than an agreement between the County and the lessee or owner of the facility would be sufficient to extend our liability coverage to these organizations. Such an agreement would have to clearly identify the public uses of the facility and articulate the maintenance and upkeep required of the facilities to avoid the situation of gross negligence or willful or malicious failure to guard or warn against a dangerous condition use, structure, or activity.

Staff believes that these joint use agreements where maintenance is being properly performed on the facilities may well be a low cost or no cost means of helping these community groups better direct their fundraising dollars into asset development rather than worrying about liability exposure.

The County Attorney has reviewed the letter from VACo Risk Management Program and believes it to be sound in its analysis of the prevailing state law.

RECOMMENDATION:

Staff recommends that the Board authorize staff to work with any interested community groups to develop these joint use agreements that would be acceptable to our insurance carrier and bring back such agreements to the Board for further review and approval.

(RESOLUTION #06-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to proceed with the request.

MOTION BY: David Hurt
SECONDED BY: David Cundiff
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

DECAL ELIMINATION UPDATE

Ms. Lynda Messenger, Treasurer, shared with the Board the County has charged a fee for County Decals for a number of years. Currently the following rates are charged:

Motor Vehicle	\$25.00
Motorcycles	\$18.00
Trailers Over 4,000 pounds	\$25.00
Trailers 1,501 to 4,000 pounds	\$20.00
Antique Vehicles	\$13.50

The County anticipates collecting \$1,342,116 in decal revenue for the 08-09 fiscal year:

Localities around the State are eliminating decals. To date, 46 localities have eliminated decals including Roanoke County, Bedford County (in process), Pittsylvania County, Patrick County, Henry County, Montgomery County, Martinsville, Roanoke City and the Town of Vinton. As more and more localities around Franklin County eliminate decals, the less likely it will be for our officers to pull over vehicles for not displaying a Franklin County decal.

Reasons for eliminating decals include:

- Inconvenient to taxpayers – the annual “scrape and stick”.
- Requires enforcement by law enforcement personnel.
- Cost of forms and postage estimated at \$21,100 for Franklin County.
- Six week collection period for employees of the Treasurer’s office (1,350 man-hours) – this time could be spent researching and collecting delinquent taxes.
- Citizens have questioned the need and wisdom of this process – would eliminate the confusion of payment of the decal fee with the payment of motor vehicle license fees.
- The challenge of maintaining a current “Decal” file that is in addition to other tax data bases already maintained by the County.

It appears that the best option for recovering the lost revenue would be to add the decal fee to the personal property tax ticket for vehicles, trailers, and motorcycles owned on January 1st. The decal fee would not be pro-rated for vehicles sold or bought during the year. The fee could be removed if it was assessed in error. Other options for replacing the lost revenue include raising the real estate or personal property tax rate.

A survey of other localities that have eliminated decals shows no overall decrease in tax revenues. Several localities reported increases in revenue because taxpayers were billed the decal fee where in the past, they choose not to purchase window decals.

A concern when considering the elimination of decals is the loss of the enforcement aspect of personal property collections. The Treasurer's office does not feel this is an issue because of several enforcement tools available and used by them including DMV holds, tax liens against employers, and warrants in debt against ones credit.

RECOMMENDATION:

Staff respectfully requests the Board to consider the elimination of County decals. Should the Board choose to add a decal fee to the personal property bill then the County would need to go through one more year (2009) of decal sales while programming changes are being made to the personal property system.

General discussion ensued regarding advertising for the implementation of the elimination of decals.

(RESOLUTION #07-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise for public hearing in August to amend and reenacting sections of Article II, Chapter 11 Motor Vehicles and Traffic of the Franklin County Code to delete provisions for vehicle decals and to enact a vehicle license fee as permitted by State Law and using pro-ration (for the 1st year only).

MOTION BY: David Hurt

SECONDED BY: Wayne Angell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Hurt, Cundiff, Angell, Johnson, & Thompson

NAYS: Mitchell & Wagner

THE MOTION PASSES WITH A 5-2 VOTE.

BOARD PLANNING SESSION – AUGUST 11TH & 12TH, 2008 AGENDA

Richard E. Huff, II, County Administrator, shared with the Board a draft agenda for the Board Planning Retreat. General discussion ensued. The Board will forward possible topics and Mr. Huff will forward a listing of suggested topics for full review by the Board.

BIG OAK LANE/REVENUE SHARING PROGRAM

David Cundiff, Union Hall Supervisor, shared with the Board a letter from Ms. Brenda Perdue regarding debate points supporting the need to have Big Oak Lane selected for the Rural Addition Program. Mr. Cundiff stated he wanted to make them aware of the request and appreciated any consideration they may offer.

LIBRARY BOARD APPOINTMENT/UNION HALL REPRESENTATIVE

(RESOLUTION #08-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to appoint Becky Mushko to fill the unexpired term of Carol Reidenbach on the Library Board representing the Union Hall District with said term to expire 6-30-2009.

MOTION BY: David Cundiff

SECONDED BY: Russ Johnson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

FERRUM GREEN BOX SITE UPDATE

Bobby Thompson, Blue Ridge District Supervisor, advised the Board a temporary green box site (month to month agreement) in Ferrum has been obtained at the Serenity House Cabinets (former Bassett-Walker plant) building. Mr. Thompson advised the Board staff he and staff members were continuing to seek a permanent green box site.

CLOSED MEETING

(RESOLUTION #09-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to into a closed meeting in accordance with 2.2-3711, a-3, Acquisition of Land, of the Code of Virginia, as amended.

MOTION BY: David Cundiff

SECONDED BY: David Hurt

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

MOTION: David Cundiff

RESOLUTION: #10-07-2008

SECOND: Leland Mitchell

MEETING DATE JULY 15TH, 2008

WHEREAS, the Franklin County Board of Supervisors has convened an closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act: and

WHEREAS, Section 2.2-3712(d) of the Code of Virginia requires a certification by this Franklin County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Franklin County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Franklin County Board of Supervisors.

VOTE:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

NAYS: NONE

ABSENT DURING VOTE: NONE

ABSENT DURING MEETING: NONE

Chairman Wagner called the meeting to order and recessed the meeting for the previously advertised public hearing as follows:

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately **6:00 P.M.**, on **Tuesday, July 15th, 2008**, in the Meeting Room located in the Courthouse, Rocky Mount, Virginia to consider proposed ordinance amendments titled **Chapter 20-32. Application for classification, assessment, etc., generally**. The proposed ordinance amendments consist of the following sections to amend and increase land use fees:

(e) Property owners must revalidate annually, with the commissioner of the revenue, any applications previously approved. An application for revalidation must be submitted sixty (60) days preceding the year for which taxation is sought. Late application for revalidation will be accepted between November first and January first, when accompanied by a late revalidation fee of ~~ten cents (\$0.10) per qualifying acre~~ of **ten dollars (\$10.00) per parcel**.

(f) Applications filed after November first of the tax year preceding the tax year for classification, assessment and taxation of such property will be accepted until December thirty-first, of the tax year for which the application is filed, provided that the applicant shall pay a fee of ~~ten cents (\$0.10) per qualifying acre~~ **ten dollars (\$10.00) per parcel** for which the application is filed. No application will be accepted in the same tax year as that for which the classification, assessment or taxation is sought.

(g) In addition to any other fee provided for in this section, an application fee of ~~thirty dollars (\$30.00) for the first parcel and five dollars (\$5.00) for each additional parcel, not to exceed the sum of fifty dollars (\$50.00)~~ of **\$25.00 per tract through 5 tracts (maximum \$125.00) then no fee for additional tracts** not to exceed the sum of fifty dollars (\$50.00), shall be paid for each application submitted under this section.

Mr. Rick Huff briefly highlighted the previously advertised amendments. Mr. Huff stated the Commissioner of Revenue stated these fees have not been amended since the early 1970's.

The Commissioner of Revenue was present to answer any questions if the Board so desired.

No one spoke for or against the proposed amendments.

(RESOLUTION #11-07-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to adopt the proposed amendments to Chapter 20-32 as advertised and presented with the replacement of the word *tracts* with the word **parcel(s)** in section (g).

MOTION BY: David Cundiff

SECONDED BY: David Hurt

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Johnson, Thompson & Wagner

ABSENT: Angell

Chairman Wagner adjourned the meeting.

CHARLES WAGNER
CHAIRMAN

RICHARD E. HUFF, II
COUNTY ADMINISTRATOR